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APR 24 2007

In re Application of : **OFFICE OF PETITIONS**  
Chuan-Yu Hsu et al :  
Application No. 09/827,061 : DECISION GRANTING PETITION  
Filed: April 5, 2001 : UNDER 37 CFR 1.137(b)  
Attorney Docket No. 112.P14061 :  
:

This is a decision on the petition under 37 CFR 1.137(b), filed October 12, 2006, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed January 3, 2006, which set a shortened statutory period for reply of three (3) months. A one month extension of time was obtained under the provisions of 37 CFR 1.136(a). Accordingly, the above-identified application became abandoned on May 4, 2006.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply (request for continued examination (RCE), \$790 fee therefor, and submission as required by 37 CFR 1.114), (2) the \$1,500 petition fee, and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the final Office action of January 3, 2006 is accepted as having been unintentionally delayed.

Pursuant to 37 CFR 1.136, an extension of time must be filed prior to the expiration of the maximum period obtainable for reply to avoid abandonment. Accordingly, since the \$450 extension of time fee submitted with the petition on October 12, 2006 was subsequent to the maximum period obtainable for reply, this fee is unnecessary and will be credited to petitioner's deposit account.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3218.

This matter is being referred to Technology Center AU 2625 for processing the RCE and for appropriate action in the normal course of business on the amendment received October 12, 2006.

*Frances Hicks*  
Frances Hicks  
Petitions Examiner  
Office of Petitions